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11 Tesla, Inc. and Elon Musk

12 UNITED STATES DISTRICT COURT
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14 NORTHERN DISTRICT OF CALIFORNIA
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16 SAN FRANCISCO DIVISION
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IN RE TESLA, INC. SECURITIES
LITIGATION

Case No.: 3:18-cv-04865-EMC

**STIPULATION AND [PROPOSED]
ORDER ADJUSTING SCHEDULE
FOR RESPONDING TO
CONSOLIDATED COMPLAINT**

(Civil L.R. 6-1(b))

Judge: The Honorable Edward M. Chen

Date Action Filed: August 10, 2018

WHEREAS, on November 27, 2018, the Court issued an Order (1) consolidating nine proposed class actions, each alleging violations of the federal securities laws against defendants Tesla, Inc. and Elon Musk (collectively, “Defendants”); and (2) granting Plaintiff Glen Littleton’s (“Lead Plaintiff”) motion for appointment as Lead Plaintiff and approving Littleton’s selection of Levi & Korsinsky, LLP as Lead Counsel;

WHEREAS, pursuant to stipulation, on January 4, 2019, the Court issued an Order setting the following schedule for responding to Lead Plaintiff’s anticipated consolidated complaint: March 7, 2019 to move to dismiss; April 26, 2019 to oppose; and May 31, 2019 for any reply;

WHEREAS, on January 16, 2019, Lead Plaintiff filed his Consolidated Complaint;

WHEREAS, the Consolidated Complaint named seven additional defendants;

WHEREAS, in light of the inclusion of additional defendants who were not parties at the time of the originally stipulated schedule, counsel for the parties have met and conferred and agreed to adjust the schedule for responding to the Consolidated Complaint (and associated briefing) by three weeks, which adjustment does not disturb any other date set by the Court;

NOW THEREFORE, IT IS HEREBY STIPULATED AND AGREED, subject to the approval of the Court, that:

1. Any motion to dismiss or otherwise respond to Lead Plaintiff’s Consolidated Complaint shall be filed on or before March 28, 2019;
2. Lead Plaintiff’s opposition thereto shall be filed on or before May 17, 2019; and
3. Any reply shall be filed on or before June 21, 2019.

Dated: February 8, 2019

FENWICK & WEST LLP

By: /s/ Jennifer C. Bretan
Jennifer C. Bretan

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Attorneys for Defendants Tesla, Inc. and Elon Musk

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1 Dated: February 8, 2019

LEVI & KORSINSKY, LLP

2 By: /s/ Nicholas I. Porritt
3 Nicholas I. Porritt (admitted *pro hac vice*)

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Attorneys Lead Plaintiff Glen Littleton and Lead
Counsel for the Class

7 Pursuant to Local Rule No. 5-1(i)(3), all signatories concur in filing this stipulation.

8 Dated: February 8, 2019

By: /s/ Jennifer C. Bretan
9 Jennifer C. Bretan

10 ***

11 **[PROPOSED] ORDER**

12 PURSUANT TO STIPULATION, IT IS SO ORDERED.

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14 Dated: February __, 2019

15 Hon. Edward M. Chen
16 United States District Court Judge
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FENWICK & WEST LLP
ATTORNEYS AT LAW
SAN FRANCISCO